



Response Under 37 CFR 1.116

Expedited Procedure

Examining Group 1600

Application No. 09/856,277

Reply to Final Office Action of June 10, 2004

Amdt. After Final Rejection dated September 10, 2004

Attorney Docket No. 702-010802

Corres. and Mail
BOX AF

AF/1616
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/856,277
Applicant : Peter Jozef Leo Hespel
Filed : August 20, 2001
Title : Oral Creatine Supplementation for Treating or Preventing
Muscle Disuse Syndrome
Group Art Unit : 1616
Examiner : Sharmila S. Gollamudi
Confirmation No. : 6608
Customer No. : 28289

MAIL STOP AF
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AFTER FINAL REJECTION

Sir:

In response to the Office Action dated June 10, 2004, Applicant hereby submits the following amendments.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 10, 2004.

Helen Gerace

(Name of Person Mailing Paper)

Helen Gerace September 10, 2004
Signature Date

**AMENDMENT TRANSMITTAL LETTER**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application No.: 09/856,277 Filing Date: August 20, 2001
Examiner: Sharmila S. Gollamudi Group Art Unit: 1616
Invention: Oral Creatine Supplementation for Treating or Preventing Muscle Disuse Syndrome

Transmitted herewith is an Amendment After Final Rejection in the above-identified application.

- ☐ Small entity status of this application under 37 CFR 1.27 has been established by a verified statement previously submitted.
☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
☒ No additional fee is required.
☒ The fee has been calculated as shown below:

No. of Claims after <u>Amendment</u>	Highest No. Previously <u>Paid For</u>	Present <u>Extra</u>		Small Entity <u>Rate</u>	Non-Small <u>Entity Rate</u>	<u>Charge</u>
Total <u>7</u>	<u>20</u>	<u>-0-</u>	x	\$ 9.00	\$ 18.00	\$ <u>-0-</u>
Indep. <u>1</u>	<u>3</u>	<u>-0-</u>	x	\$ 43.00	\$ 86.00	\$ <u>-0-</u>
First Presentation of Multiple Dependent Claims				+ \$145.00	+ \$290.00	\$ <u>-0-</u>
				TOTAL ADDITIONAL FEE		\$ <u>-0-</u>

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. An original and two copies of this sheet are enclosed.
☒ Any additional filing fees required under 37 CFR 1.16.
☒ Any patent application processing fees under 37 CFR 1.17.

September 10, 2004

Date

By

Gwen R. Wood, Ph.D.
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Helen Gerace
(Name of Person Mailing Paper)

September 10, 2004
Signature Date